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Law Clerk

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
LESLIE M. ENGLE,)
)
Defendant.)
_____)

Case No. CR 07-0687 MAG

**DECLARATION OF LAURA
TERLOUW IN SUPPORT OF UNITED
STATES' MOTION FOR SUMMONS**

I, Laura Terlouw, hereby declare as follows:

1. I am a Law Clerk in the United States Attorney's Office assigned to the prosecution of this case. I have received the following information from officers employed by the United States Park Police ("USPP"), and from reports and other documents provided to me by persons employed by the USPP. .

2. On or about August 30, 2007, at approximately 11:25 p.m., an individual, later identified as Leslie M. Engle ("Engle"), was traveling southbound in a black Volvo on Lincoln Boulevard in the Presidio at a speed of 42 miles per hour in a 30 miles per hour zone. USPP Officer Collins

1 pulled the vehicle over and contacted the driver, Engle.

2 3. While speaking to Engle, Officer Collins noticed that her eyes appeared watery, and asked
3 her if she had drank any alcoholic beverages. Engle responded that she had not. Officer Collins
4 then performed a brief check for horizontal gaze nystagmus while Engle sat in her vehicle and
5 asked her again whether she had drank any alcoholic beverages. Engle responded that she had
6 ingested one glass of wine while eating dinner.

7 4. Based on Engle's driving and inconsistent responses regarding her ingestion of alcoholic
8 beverages, Officer Collins decided to administer field sobriety tests. Before administering the
9 tests, he conducted a brief investigative interview, and while doing so smelled the odor of
10 alcoholic beverages coming from Engle's person. Officer Collins conducted four field sobriety
11 tests: (1) the horizontal gaze nystagmus; (2) the one leg stand test; (3) the walk and turn test; and
12 (4) the Rhomberg stand. Engle failed to successfully complete any of the four field sobriety
13 tests. Officer Collins placed Engle under arrest for driving while under the influence of alcohol
14 at 11:54 p.m.

15 5. Officer Collins advised Engle of her choices for a chemical test to determine the alcohol
16 content of her blood and Engle opted to take a breath test. Officer Collins conducted the
17 intoxilyzer exam. Two breath samples were taken (at 12:32 a.m. and 12:34 a.m.) from Engle and
18 both tests indicated Engle's blood alcohol content was .092%.

19 6. I declare under penalty of perjury that the foregoing is true and correct to the best of my
20 knowledge and belief. Executed October 31, 2007, at San Francisco, California.

21
22 DATED: 10/31/2007

Respectfully submitted,

23 SCOTT N. SCHOOLS
24 United States Attorney

25 /s/
26 LAURA TERLOUW
27 Law Clerk
28 United States Attorney's Office